

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

THERESA BROOKE,  
Plaintiff,

v.

CONTINENTAL INN, INC.,  
Defendant.

Case No. [5:17-cv-03045-EJD](#)

**ORDER TO SHOW CAUSE RE:  
SETTLEMENT**

Re: Dkt. No. 17

The parties, having notified the court this action has settled (Dkt. No. 17), are ordered to appear before the Honorable Edward J. Davila on **October 26, 2017, at 10:00 AM** in Courtroom No. 4, 5th Floor, United States District Court, 280 South First Street, San Jose, California, 95113, to show cause why the case should not be dismissed pursuant to Federal Rule of Civil Procedure 41(b). On or before **October 19, 2017**, the parties shall file a joint statement in response to the Order to Show Cause setting forth the status of settlement efforts as well as the amount of additional time necessary to finalize and file a dismissal.

The Order to Show Cause shall be automatically vacated and the parties relieved of the obligation to file a joint statement if a stipulated dismissal pursuant to Federal Rule of Civil Procedure 41(a) is filed on or before **October 19, 2017**.

All other pretrial and trial deadlines and hearing dates are VACATED and any pending motions are TERMINATED.

Failure to comply with any part of this Order will be deemed sufficient grounds to dismiss the action.

**IT IS SO ORDERED.**

Dated: August 28, 2017



EDWARD J. DAVILA  
United States District Judge

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